

REMARKS

Claims 1-14 are pending in the present application. In the Office Action, claims 9 and 11 were rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Meuronen (U.S. Patent No. 6,597,917). Claims 1, 7-8, and 12-14 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Meuronen in view of Krishnamurthi, et al (U.S. Patent Publication No. 2001/0001089). Claims 2-3 and 6 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Meuronen in view of Krishnamurthi and further in view of Boltz, et al (U.S. Patent No. 6,044,275). Claims 4-5 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Meuronen in view of Krishnamurthi and further in view of Boltz and Matsukane, et al (U.S. Patent No. 5,467,341). Claim 10 was rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Meuronen in view of Boltz. The Examiner's rejections are respectfully traversed.

Meuronen describes transmitting short digital data messages, also referred to as SMS messages, on control or signaling channels of a mobile communication system. A short message service center may forward the SMS messages as well as storing and retransmitting messages if delivery has failed. See Meuronen, col. 1, ll. 18-39. However, Meuronen does not describe or suggest receiving user identified storable information including voice signals over a signaling channel, as set forth in independent claim 1. Meuronen also fails to describe or suggest formatting user identified storable information including voice signals and transmitting the user identified storable information including voice signals over a signaling channel, as set forth in independent claim 9. For at least the aforementioned reasons, Applicants respectfully submit that the present invention is not anticipated by Meuronen and request that the Examiner's rejections of claims 9 and 11 be withdrawn.

Moreover, it is respectfully submitted that the pending claims are not obvious in view of the cited references, either alone or in combination. To establish a *prima facie* case of obviousness, the prior art reference (or references when combined) must teach or suggest all the claim limitations. As discussed above, Meuronen does not teach or suggest receiving user identified storable information including voice signals over a signaling channel, as set forth in independent claim 1. Meuronen also fails to describe or suggest formatting user identified storable information including voice signals and transmitting the user identified storable information including voice signals over a signaling channel, as set forth in independent claim 9.

The Examiner relies upon Krishnamurthi to describe delivering short messages to users over traffic channels, Boltz to describe determining a transmission time and a destination from received information, Matsukane to describe transmitting and over signal a user-designated number of times. However, none of the cited references describe or suggest transmitting or receiving user identified storable information including voice signals. Thus, the cited references fail to remedy the deficiencies of the primary references. The cited references are all concerned with short message systems that transmit text or data messages and thus none of the cited references provide any suggestion or motivation to modify the prior art to arrive at Applicants claimed invention.

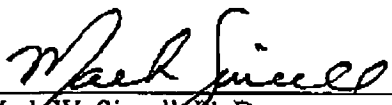
For at least the aforementioned reasons, Applicants respectfully submit that the present invention is not obvious over the cited references, either alone or in combination. Applicants request that the Examiner's rejections of claims 1-8, 10, and 12-14 under 35 U.S.C. 103(a) be withdrawn.

For the aforementioned reasons, it is respectfully submitted that all claims pending in the present application are in condition for allowance. The Examiner is invited to contact the

undersigned at (713) 934-4052 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,

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